



"The City With a Heart"

Larry Franzella, Mayor
Jim Ruane, Vice Mayor
Ken Ibarra, Councilmember
Rico E. Medina, Councilmember
Irene O'Connell, Councilmember

MINUTES

CITY COUNCIL MEETING

December 9, 2008

7:00 p.m.

1. CALL TO ORDER: THIS IS TO CERTIFY THAT The San Bruno City Council met in regular session on December 9, 2008 at the San Bruno Senior Center, 1555 Crystal Springs Road. The meeting was called to order at 7:00 p.m.

Mayor Franzella thanked the San Bruno Garden Club for the beautiful flower arrangement.

2. ROLL CALL/PLEDGE OF ALLEGIANCE: Presiding was Mayor Franzella, Vice Mayor Ruane and Councilmembers O'Connell, Ibarra and Medina in attendance. Recording by Clerk Bonner. **City Attorney Thompson** led the Pledge of Allegiance.

3. ANNOUNCEMENTS:

Mayor Franzella said there would not be a City Council Meeting on the Fourth Tuesday in December. The Next Regular City Council Meeting will be Held on January 13, 2008.

4. PRESENTATIONS:

Commander Campi said the San Bruno Police Department utilizes two trained canines (K9s) as part of their patrol operation. The K9's are often used in dangerous situations and the Department does not fund for ballistic vests, rather they rely on donations from the community. He introduced Rick and Paulette Nava representing the Police K9 Foundation, a non-profit organization who raises funds to supply these vests to the K9s. After holding a number of fundraisers, the organization raised enough funds to purchase ten vests for eight agencies, including two for San Bruno. The Nava's said they wanted their business to give back to the community they service. Officer Joey Baker was also on hand with his K9.

5. REVIEW OF AGENDA:

Mayor Franzella moved Item 11. to follow Item 8.

6. APPROVAL OF MINUTES: Council Meeting of November 25, 2008, approved as submitted.

7. CONSENT CALENDAR:

- a. **Approve:** Payroll of November 28, 2008.
- b. **Approve:** Accounts Payable of November 17 and 24, 2008.
- c. **Adopt:** Waive Second Reading and Adopt Ordinance Adding New Chapter 5.24, Establishing Requirements for the Maintenance of Distressed Vacant Properties, to Title 5 (Nuisances) to the San Bruno Municipal Code.
- d. **Adopt:** Waive Second Reading and Adopt an Ordinance Adding New Chapter 5.26, Establishing Registration Requirement for Foreclosed and Abandoned Properties, to Title 5 (Nuisances) of the San Bruno Municipal Code.
- e. **Adopt:** Resolution Accepting Donation of Police Canine Ballistic Vests from the Police K9 Foundation.
- f. **Adopt:** Resolution Authorizing the City Manager to Execute Agreement with Jory HR, Inc. for Labor Relations Services in the Amount not to Exceed \$53,000.

g. **Adopt:** Resolution Authorizing the City Manager to Execute a Side Letter Agreement Between the City of San Bruno and the San Bruno Management Employees Association to Extending the Existing Memorandum of Understanding, Through January 31, 2010.

Mayor Franzella pulled Items 7. e., f. and g.

M/S Medina/Ruane to approve the remainder of the consent calendar and passed with all ayes.

Mayor Franzella, regarding Item 7.e. wanted to publicly thank the Police K9 Foundation.

M/S Franzella/Ruane to approve Item 7.e. and passed with all ayes.

Mayor Franzella said the City Manager requested Item 7.f. be pulled. **City Manager Jackson** said funds are budgeted in the current year's budget, which could be utilized for related services. She asked this item not be acted on tonight.

Mayor Franzella said Item 7.g. pulled this item on behalf of the Council to thank the Management Association for extending their contract.

M/S Franzella/Ibarra to approve Item 7.e. and passed with all ayes.

8. PUBLIC HEARINGS: None.

11. Receive Annual Report from the Personnel Board. **Personnel Board Member Ed Fuentes** introduced all the members of the Board and gave a power point overview of the activities the Board participated in during the year and what they plan to do in the future. Councilmember O'Connell and Mayor Franzella thanked the Board for all they do.

9. CONDUCT OF BUSINESS:

a. Confirm City Councilmember Assignments to Citizen Advisory Committees.

Mayor Franzella said the assignments are in the same rotation as previously approved. Councilmember O'Connell verified her assignment did not conflict with her other obligations.

M/S Medina/Ruane to approve and passed with all ayes.

b. Adopt Resolution Approving Addition of Red Curb on the North Side of Crystal Springs Just East of Donner Avenue; and Consider the Installation of a New Stop Sign on Crystal Springs Road Westbound at Donner Avenue.

City Manager Jackson introduced the item and pointed out there was an alternative discussed in the report, part of a more comprehensive recommendation provided by the Traffic, Safety & Parking Committee different from the staff's recommendation. **Public Works Director Fabry** gave an overview of the staff report.

Councilmember Ibarra asked if the volume off Donner wasn't sufficient to warrant a stop sign? **Fabry** concurred and said it is staff's intent to come back and address the corridor issues on Crystal Springs Road.

Councilmember Ibarra said all the way down Crystal Springs is controlled by a stop sign. He said he didn't know of those other intersections having a warrant study. He said even if the warrant study didn't recommend a stop sign, could one be installed? **Fabry** said there are many factors, which need to be considered.

Vice Mayor Ruane said he is definitely in favor of a red zone?

Tom Hamilton, Traffic, Safety & Parking Committee clarified the committee agreed on a red zone. The stop sign was recommended for pedestrian safety because of the proximity to the schools.

Georgine Giovannini, Donner Dr. on Monday morning in a thirteen minute time-period logged 134 cars coming down Crystal Springs Road, 58 of which stopped, 48 rolled and 28 did not stop. She talked about the factors which make this an extremely dangerous intersection.

Ray Giovannini, Donner Dr., talked about cars coming from Oak going up Crystal Springs Road appear to want to drag race. He felt a stop sign might slow them down.

David Garry, Palomar Ct., expressed his displeasure at the intersection of Donner and Crystal Springs Rd.

David Mitchell, Palomar Ct., in agreement with the other speakers said the intersection is a safety issue.

Helen O'Brien, Palomar Ct., said alternatives need to be looked at.

Florence Martinez, Palomar Ct., agreed with everyone and said the mornings are the worse. She said reconsider the stop signs at the crosswalk at the intersection.

Vice Mayor Ruane said eastbound on Crystal Springs Rd there is a stop sign right at the narrow intersection. He asked if there is going to be a new stop sign right at the crosswalk? **Fabry** said the existing stop sign going eastbound would stay where it is. **Vice Mayor Ruane** asked about the hatched area? **Fabry** said to change the centerline with striping.

Councilmember O'Connell said if we added another stop sign, would it be the same where people just roll through it? She said maybe a different approach, maybe the stop sign but maybe small bigger dots that reflect. Maybe the red should be painted and staff comes back with alternative/enforcement/better lighting. **Fabry** said she would follow-up.

Councilmember O'Connell said on Huntington there is a safety area in the middle of the street that could be looked into.

Mayor Franzella said improvements were made twelve to fifteen years ago but they could have aided in Crystal Springs Rd being an onramp to the freeway. He said he could see improvements being made to that intersection but he was concerned about what it would look like and he didn't know what the purpose of the hatch marks would be. **Fabry** said the purpose was to create more safety. **Mayor Franzella** said he felt hatch marks would just add paint on the street. He said the crosswalk on Donner needs to be moved, it is at an odd angle. He said he was leaning toward the stop sign but wanted to know how the City is going to build the bulb-out? **Fabry** said the intent of the bulb-out was to have a physical infrastructure/curb.

M/S Franzella/Ruane to immediately paint the red curb and we move to approve a stop sign and the first week in January the specific details on curb painting, the bulb-out and hatching and what it is going to look like for Council approval.

Councilmember Medina said there are bigger issues down the road. Going east, there is still a problem. This needs to be look at in its entirety. This doesn't resolve drivers to stop. Painted lines could be a false hope.

Councilmember O'Connell echoed the need for a red curb and a stop sign and she believes the rest needs to come back. She asked to amend the motion on the floor that a red curb be painted and a stop sign developed and brought back to Council the first meeting in January.

Mayor Franzella said his intent was before January someone go out and paint the red curb and at the January meeting bring to Council specific plans on how the stop sign will be implemented, what will the curb look like? Increased police protection will help.

Councilmember Ibarra said the people not stopping on Crystal Springs Rd aren't stopping at Santa Lucia either. He said he was pushing for a stop sign.

Councilmember Medina asked when the red curb would be painted. **Mayor Franzella** said immediately. **Fabry** said it would be implemented before January.

City Manager Jackson clarified to immediately paint the red curb and move to approve a stop sign and at the first January meeting, the specific details on curb painting, the bulb-out and hatching and what it will look like will come back for Council approval.

Councilmember Ibarra gave a suggestion for reconfiguration. **Fabry** said staff would come back in January with recommendations.

Motion on the floor was passed with all ayes.

c. Receive Report on the Results of the Cable Television Bundle and Save Promotional Program.

Cable Director Gyaltsen gave an overview of the staff report with facts and figures from the beginning of the campaign.

Mayor Franzella thanked **Gyaltsen** for his report and it appears the program is doing what was anticipated.

d. Adopt Resolution Authorizing the City Manager to Execute a Professional Services Agreement with Winzler & Kelly for Stormwater Master Plan Update in the Amount of \$190,228, and Appropriating an Additional \$118,728 from the Stormwater Enterprise Fund for a Total Budget of \$210,228.

Public Works Director Fabry gave a power point presentation on the stormwater Master Plan.

Councilmember Ibarra said there are residents in the area who are very knowledgeable. Are the comments valid from the folks and have they been taken care of? **Fabry** said they view the comments valid and most the questions have been answered.

Councilmember O'Connell was concerned the staff report referencing two days of fieldwork was not enough. She said some of the studies of the past had incorrect information. She asked for a little more flexibility where another day could be added. She added she appreciated the information and suggestions from the residents living in the area, she didn't want us to be distracted answering their questions rather than getting the job done. Maybe a monthly update could be provided. **Fabry** said their focus would be on having enough reliable information before the project team will go to the next task. She said if that information is not received, she would come back to Council for further guidance.

Councilmember O'Connell introduced the resolution for adoption and passed with a unanimous vote.

e. Receive Report and Review City Council Policy Regarding the Order of Items on the City Council Agenda and on Citizen Advisory Commission, Boards and Committee Agendas.

City Manager Jackson summarized the staff report and the history of agenda changes and asked for questions.

Councilmember Medina said for those who want to come to a meeting and offer their suggestions/comments they could come in at 7:00 and be able to speak fifteen minutes into the meeting and then go to their homes. It would increase citizen participation by moving the public comment to the front of the agenda. He also said there should be uniformity to the Commissions, Boards and Committee agendas to that of the Council.

Councilmember Ibarra agreed with Councilmember Medina. Moving public comment to the front of the meeting will give the citizens an opportunity to know when they can speak. He said there is another jurisdiction that has two public comments. **Mayor Franzella** said he was on San Bruno's Council when they had two public comments on their agenda and it caused confusion.

Councilmember Ruane said he thought it was fine where it was but if the majority wanted to move it up he would vote that way. He said he would rather conduct all the business with a clear mind and then open it to the public.

Mayor Franzella said the public would not be precluded from speaking because this Council lets anyone speak.

Councilmember O'Connell agreed the Commissions, Boards and Committee agendas should have the same outline.

Mayor Franzella said Council should dictate the template for the agenda, but if the volunteer committees believe their content of their agendas are working we shouldn't change it.

Councilmember Medina concurred. **Councilmember O'Connell** talked about the template. The Mayor said Council would not take a motion, rather direct staff.

City Manager Jackson said a resolution would be brought back in January in relation to the order of items on the City Council agenda.

- f. Adopt Resolution Approving Revisions to the City's Conflict of Interest Code Appendix.

City Attorney Thompson gave an overview of the disclosure policy and asked for questions.

Councilmember Medina introduced the resolution for adoption and passed with a unanimous Vote.

- f. Receive Oral Report from the City Clerk on her Attendance at the League of California Cities', City Clerk's New Law and Election Seminar.

City Clerk Bonner gave an overview of her attendance at the League's New Law and Election Seminar.

10. PUBLIC COMMENT ON ITEMS NOT ON AGENDA:

John Barrelier, N. San Anselmo asked to be put on the Agenda for January 13 and requested a global positioning center be put in all San Bruno's trucks. He said it could save San Bruno \$118,000 in the first year. **Mayor Franzella** asked how the savings is provided? **Barrelier** said if seven men took a 45-minute coffee break twice a day, multiplied out at \$45.00, it would be \$118,000. **Mayor Franzella** asked staff to bring it back on January 13 what a GPS system can do.

11. REPORT OF COMMISSIONS, BOARDS, & COMMITTEES:

Receive Annual Report from the Personnel Board. (Moved to follow Public Hearing.)

12. COMMENTS FROM COUNCIL MEMBERS:

13. CLOSED SESSION:

The City Manager and Human Resources Director Request a Closed Session Pursuant to Cal. Gov't Code Section 4957.6 Regarding Direction for Labor Negotiations with the Mid-Management and Miscellaneous Bargaining Units.

14. ADJOURNMENT:

Mayor Franzella closed the meeting at 8:59 p.m. He wished everyone a happy holiday. Council went into Closed Session with no reportable actions. The next City Council Meeting will be held on January 13, 2009 at 7:00 p.m. at the Senior Center, 1555 Crystal Springs Road, San Bruno, CA.

Respectfully submitted for approval
at the regular City Council Meeting of
January 13, 2008

Carol Bonner, City Clerk

Larry Franzella, Mayor